

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

U.S. ETHERNET INNOVATIONS, LLC,

No. C 10-3724 CW

Plaintiff,

v.

ACER, INC., et al.,

Defendants.

ATHEROS COMMUNICATIONS, INC., et
al.,

Intervenors.

U.S. ETHERNET INNOVATIONS, LLC,

No. C 10-5254 CW

Plaintiff,

v.

AT&T MOBILITY, LLC, et al.,

Defendants,

ORDER REGARDING
SUMMARY JUDGMENT
BRIEFING SCHEDULE

In this consolidated patent infringement case, after Plaintiff U.S. Ethernet Innovations, LLC (USEI) filed its twenty-five page summary judgment brief, Defendants and Intervenors (collectively, Defendants) moved to increase the page limit for their joint cross motion and opposition to one hundred pages. The Court granted Defendants' administrative motion in part, allowing seventy-five pages for Defendants' cross motion and opposition, seventy-five pages for USEI's reply and opposition to cross motions, and twenty-five pages for Defendants' reply.

1 USEI now files an opposition to the administrative motion,
2 arguing that Defendants unfairly waited until the last minute to
3 seek a sizeable page limit extension. USEI complains it will not
4 be able to respond to the large number of substantive issues
5 raised by Defendants. Further, USEI argues the timing of the
6 extension is prejudicial because it would have preferred to raise
7 a larger number of affirmative issues in its brief, but limited
8 itself to comply with the Court's default twenty-five page limit.
9

10 USEI and Defendants are directed to meet and confer regarding
11 the briefing and hearing of these motions. Any stipulation should
12 be filed no later than Wednesday, July 9, 2014, at 5:00 p.m. If
13 the parties cannot agree, then they should submit their respective
14 proposals by the same date. Proposals should be reasonable; ones
15 requesting excessive page limits or lengthy delays in the schedule
16 will be disfavored.
17

18 IT IS SO ORDERED.

19 Dated: July 3, 2014


CLAUDIA WILKEN
United States District Judge